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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन
के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation

LOK SABHA

The following Bill was introduced in Lok Sabha on the 8th August, 1983:—

BILL No. 73 OF 1983

A Bill further to amend the Societies Registration Act, 1860 as in force in the Union territory of Delhi.

BE it enacted by Parliament in the Thirty-fourth Year of the Republic of India as follows:—

1. (1) This Act may be called the Societies Registration (Delhi Amendment) Act, 1983.

(2) It shall be deemed to have come into force on the 22nd day of June, 1983.

2. In the Societies Registration Act, 1860, as in force in the Union territory of Delhi (hereinafter referred to as the principal Act),—

(a) in the long title, for the words "Literary, Scientific, and Charitable Societies", the words "Welfare, Literary, Scientific and Charitable Societies" shall be substituted;

Short
title
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Amend-
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Act 21 of
1860.

(b) in the preamble, for the words "promotion of literature, science, or the fine arts", the words "promotion of social welfare, activities conducive to the protection and improvement of the natural environment (including forests, lakes, rivers and wild life), compassion for living creatures, literature, science, sports, games or the fine arts" shall be substituted;

(c) in section 20, for the words "promotion of science, literature, or the fine arts", the words "promotion of social welfare, activities conducive to the protection and improvement of the natural environment (including forests, lakes, rivers and wild life), compassion for living creatures, literature, science, sports, games or the fine arts" shall be substituted.

Repeal
and
saving.

3. (1) The Societies Registration (Delhi Amendment) Ordinance, 1983 3 of 1983.
is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act.

STATEMENT OF OBJECTS AND REASONS

In the context of a welfare state, societies can play a very useful role and State action can be taken more conveniently through the agency of a society in the sphere of activities which are not carried out with commercial motives.

2. The Societies Registration Act, 1860 (relatable to entry 32 of the State List in the Seventh Schedule to the Constitution), as in force in the Union territory of Delhi, provides for registration of societies established for literary, scientific, charitable and certain other specified purposes. It does not provide for registration of, and the benefits of the Act are not available in the case of, societies established for a number of purposes which are important from the point of view of promotion of the objectives of a welfare state, though the benefit of registration under the Act ought to be available in the case of such societies also. The Act has already been amended in some other States to bring within its purview societies for purposes which are important for the promotion of the objectives of a welfare state. In Maharashtra and Gujarat, the Act has been amended to bring within its purview societies for the promotion of sports. In Pondicherry, the Act has been amended to cover societies for the dissemination of social education, protection of the interests and the welfare of the public or a section of the public and non-trading associations with objects confined to the Union territory or with any such other object as may be notified by the Government as being beneficial to the public or a section of the public. In some other States, the Act has been repealed and replaced by new Acts. Amongst these, mention may be made of the Tamil Nadu Societies Registration Act, 1975, which covers, *inter alia*, societies formed for purposes connected with social reforms, crafts, cottage industries, athletics, sports, recreation, public health, social service, cultural activities and diffusion of useful knowledge. The Madhya Pradesh Societies Registration Adhiniyam, 1973, covers, *inter alia*, societies for the promotion of social welfare and societies for the promotion of gymnastics. The West Bengal Societies Registration Act, 1961, which also repealed and replaced the 1860 Act, covers, amongst other societies, societies for the alleviation of the sufferings of animals and societies for the relief of aged persons.

3. The deficiency of the Societies Registration Act, 1860, as in force in the Union territory of Delhi, with regard to its coverage came into sharp focus in connection with the processing of a proposal of the Department of Sports for establishing a society by the name of the Sports Development Authority of India for the purpose of looking after the stadia and other facilities constructed, renovated or created for the Ninth Asian Games, 1982, and also for the purpose of promoting sports. In view of the urgent need for processing the proposal, the President promulgated the Societies Registration (Delhi Amendment) Ordinance, 1983 (3 of 1983), for amending the Act in its application to the Union territory

of Delhi. The opportunity was availed of to bring within the purview of the Act not only societies for the promotion of sports and games but also other types of societies which are important from the point of view of the concept of welfare state and the Directive Principles in the Constitution. The Ordinance brought within the purview of the Act societies for the promotion of social welfare, sports, games, activities conducive to the protection and improvement of the natural environment (including forests, lakes, rivers and wild life and compassion for living creatures).

4. The Bill seeks to replace the aforesaid Ordinance.

NEW DELHI;
The 28th July, 1983.

JAGAN NATH KAUSHAL.

AVTAR SINGH RIKHY,
Secretary.